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TERMINAL DISCLAIMER TO OBLIVIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENTDocket Number (Optional)
1242/58_CIP

In re Application of: Summar, et al.

Application No.: 10/785,374

Filed: 2/24/2004

For: Therapeutic Methods Employing Nitric Oxide Precursors

The owner, VANDERBILT UNIVERSITY, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6743829 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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- has all claims canceled by a reexamination certificate;
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2. The undersigned is an attorney or agent of record. Reg. No. 39395

Signature

January 14, 2008

Date

Arles A. Taylor, Jr.

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919-493-8000

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Terminal disclaimer fee under 37 CFR 1.20(d) included.

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